

# UNITED STATES DISTRICT COURT

for the

District of South Carolina

United States of America )

Case No: 4:05CR1042TLW(2)

)

USM No: 13475-171

-versus- )

William F. Nettles, IV, Public Defender

Defendant's Attorney

**Robert Genard Byrd** )

)

Date of Previous Judgment: December 8, 2010. )*(Use Date of Last Amended Judgment if Applicable)* )

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG § 1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of one hundred ninety two (192) months, consisting of 132 months as to Count 1, and 60 months consecutive as to Count 2 **is reduced to one hundred seventy (170) months, consisting of one hundred ten (110) months as to Count 1, and 60 months consecutive as to Count 2.** In the event this sentence is less than the amount of time Defendant has already served, this sentence is reduced to a time-served sentence of imprisonment.

*(Complete Parts I and II of Page 2 when motion is granted.)*

Except as provided above, all provisions of the original judgment filed July 13, 2006 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: February 28, 2012

s/ Terry L. Wooten

*Judge's signature*

Effective Date:

*(if different from order date)*

Terry L. Wooten, United States District Judge

*Printed name and title*